IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 5205 of 1998

Between:

1 K.Siva Chari, S/o Late Mallesappa Chari,
R/o D.No. 6-1-26, Uravakonda Village and Mandal ,
Anantapur District.
2 M.Brahma Naidu, S/o M.Ganganna,
R/o D.No. 10-5-164, Uravakonda Village and Mandal ,
Anantapur District.
3 K.Narayanappa, S/o K.Honnurappa,
R/o D.No. 7-1-56/A, Uravakonda Village and Mandal ,
Anantapur District.

..... PETITIONERS.

AND

1 Superintending Engineer,
Panchayat Raj Department , Anantapur District.
2 Executive Engineer, Panchayat Raj Department,
Anantapur District.
3 Deputy Executive Engineer,
Uravakonda , Anantapur District.
4 Assistant Executive Engineer, Panchayat Raj Department
Uravakonda , Anantapur District.

.....RESPONDENTS.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in providing private tap connections to the highly influential persons denying the petitioners as illegal, arbitrary and violation of Articles14 and 21 of the Constitution of India consequently direct the Respondents to provide the private water tap connections to the petitioners houses bearing D.No. 6-1-26, D.No. 10-5-164 and D.No. 7-1-56/A of Uravakonda Village and Mandal,

Ananthapur District and also to refund the further collected call deposit amount Rs. 5000/- from the 1st petitioner.

Counsel for the Petitioners:MR.M.LAXMAN

Counsel for the Respondents: G.P FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following :

ORDER:

The petitioners filed the present writ petition seeking a direction to the respondents to provide private water tap connections to the petitioners' houses bearing D.Nos. 6-1-26,
10-5-164 and 7-1-56/A of Uravakonda Village and Mandal in Ananthapur District.

While issuing rule NISI, this Court by its interim order dated 27.02.1998 directed the respondents to provide water tap connections to the petitioners' houses on payment of the prescribed fee. Subsequently, when the respondents moved a petition to vacate the said order, this Court dismissed the W.P.M.P.No.6274 of 1998 for default. At that juncture, the learned Assistant Government Pleader for Panchayat Raj, submitted across the Bar that the petitioners are provided with water tap connections on 26-01-1996, 28-07-1993 and 28-07-1996 respectively. In view of the said statement made by the learned Assistant Government Pleader, the purpose for which the writ petition is filed, no more survives.

Accordingly, the writ petition is dismissed. No costs.

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GOPALA KRISHNA TAMADA, J

Date: 08-12-2004.

Chvn.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Superintending Engineer,
Panchayat Raj Department , Anantapur District.
2 The Executive Engineer, Panchayat Raj Department,
Anantapur District.
3 The Deputy Executive Engineer,
Uravakonda , Anantapur District.
4 The Assistant Executive Engineer, Panchayat Raj Department
Uravakonda , Anantapur District.

5 Two C.Cs. to the Government Pleader for Panchayat Raj and

Rural Development, High Court Buildings, Hyderabad (OUT).

6 Two C.D. copies.